IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.11 OF 2001

The Commissioner of Income Tax
Mumbai City - XV, Mumbai .. Appellant.
V/s.
Mr.Sharad Doshi .. Respondent.

Mr.Ashok Kotangale i/b. H.D. Rathod for the appellant.
Mr.A.K. Jasani for the respondent.

CORAM : V.C. DAGA &
J.P. DEVADHAR, JJ.

DATED : 22ND AUGUST, 2005.

P.C. :

1. The learned counsel appearing for both the parties agreed that the appeal be disposed of in terms of the order of this Court dated February 26, 2002 passed in the case of **CIT V/s.Vikram A. Doshi reported in [256 ITR 129 (Bombay)].**

2. Considering the joint prayer made, for the reasons recorded in the said order, the appeal is remanded back to the Tribunal so as to consider only question No.4 afresh in accordance with law following the principles of natural justice.

3. The appeal stands disposed of in terms of this order with no order as to costs.

(V.C. DAGA, J.)

(J.P. DEVADHAR, J.)